



CITY UTILITIES COMMITTEE
REGULAR COMMITTEE MEETING
~Minutes~

Atlanta City Hall
55 Trinity Ave.
Atlanta, GA 30303
<http://www.atlantaga.gov/>

CITY OF ATLANTA

Chairperson
The Honorable Natalyn Mosby Archibong

Santana Kempson Wright
(404) 330-6579
skempson@atlantaga.gov

Tuesday, July 28, 2015

9:30 AM

Council Chamber

A. CALL TO ORDER

The regularly scheduled meeting of the **City Utilities Committee** was held on **Tuesday, July 28, 2015**, at **9:30 AM** in **Council Chamber**. The following members were present:

B. INTRODUCTION OF MEMBERS

Attendee Name	Title	Status	Arrived
Natalyn Mosby Archibong	Chair	Absent	
Ivory Lee Young Jr.	Vice Chair	Present	9:30 AM
Yolanda Adrean	Councilmember, District 8	Present	9:30 AM
Andre Dickens	Councilmember Post 3 At-Large	Absent	
Joyce Sheperd	Councilmember, District 12	Present	9:47 AM
Howard Shook	Councilmember, District 7	Present	9:30 AM
Alex Wan	Councilmember, District 6	Present	9:30 AM

Others in Attendance:

Councilmember C. T. Martin; Commissioner Richard Mendoza, Rita Braswell, **Department of Public Works**, Commissioner JoAnn Macrina, Deputy Commissioners Mohamed Balla, Margaret Tanner, **Department of Watershed Management**; Katrina Taylor Parks, **Office of The Mayor**; members of the public, press and Council staff

C. ADOPTION OF AGENDA

ADOPTED

D. APPROVAL OF MINUTES

APPROVED

E. PUBLIC COMMENTS PERTAINING TO ITEMS ON THE AGENDA (3 MINUTES)

Mr. Michael Shern

F. PRESENTATIONS

1. Quarterly Reviews
Department of Public Works, Commissioner Richard Mendoza

Mr. William Jones

Department of Watershed management, Commissioner JoAnn Macrina

CONSENT

G. ORDINANCES FOR FIRST READING

- 15-O-1346 (1) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF TWO HUNDRED TWENTY-FOUR THOUSAND DOLLARS AND ZERO CENTS (\$224,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR LAND SUPPORT & SERVICES PROJECT; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

- 15-O-1347 (2) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THREE MILLION DOLLARS AND ZERO CENTS (\$3,000,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVES FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE SSES SEWER GROUP PROJECT; AND FOR OTHER PURPOSES.

TO BE REFERRED TO CITY UTILITIES COMMITTEE

REGULAR

H. ORDINANCES FOR SECOND READING

- 15-O-1322 (3) - AN ORDINANCE BY COUNCILMEMBER ANDRE DICKENS TO AMEND CHAPTER 138 (STREETS, SIDEWALKS AND OTHER PUBLIC PLACES), ARTICLE I (IN GENERAL), SECTION 138-65 (PERMITS FOR CONSTRUCTION OR EXCAVATION) BY ADDING A NEW SUBSECTION TO BE CODIFIED AS SECTION 138-65(R) ENTITLED "FULL STREET CLOSURE NOTIFICATION TO RESIDENTS AND BUSINESSES"; AND FOR OTHER PURPOSES.

(Held 7/28/19) (Held at the request of the author of the legislation)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

- 15-O-1327 (4) - AN ORDINANCE BY COUNCILMEMBER IVORY LEE YOUNG, JR AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF THIRTY-SIX MILLION, NINE HUNDRED EIGHTY THOUSAND DOLLARS AND ZERO CENTS (\$36,980,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO APPROPRIATIONS FOR THE RM CLAYTON COMPLIANCE UPGRADES III PROJECT; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE/AMENDED [4 TO 0] **Next: 8/17/2015 1:00 PM**
AYES: Young Jr., Adrean, Sheperd, Wan
ABSTAIN: Shook
ABSENT: Archibong, Dickens

I. RESOLUTIONS

15-R-3879 (5) - A RESOLUTION BY COUNCILMEMBER C. T. MARTIN AUTHORIZING THE MAYOR OR HIS DESIGNEE, TO ENTER INTO A CONTRACTUAL AGREEMENT FOR FC-8171, YARD DEBRIS PROCESSING AND DIVERSION PROGRAM, WITH TAG GRINDING SERVICES, INC., ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED THOUSAND DOLLARS AND ZERO CENTS (\$800,000.00); ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER HEREIN; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE [UNANIMOUS] **Next: 8/17/2015 1:00 PM**
AYES: Young Jr., Adrean, Sheperd, Shook, Wan
ABSENT: Archibong, Dickens

15-R-3880 (6) - A RESOLUTION BY COUNCILMEMBER IVORY LEE YOUNG JR. AS AMENDED BY CITY UTILITIES COMMITTEE TO EXECUTE A SEWER CAPACITY DEVELOPMENT AGREEMENT WITH ATLANTA FALCONS STADIUM COMPANY, LLC FOR COST SHARING OF THE UPPER PROCTOR CREEK SEWER CAPACITY RELIEF PROJECT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED NINE MILLION, SEVEN HUNDRED FIFTY-NINE THOUSAND SEVEN HUNDRED FORTY-SIX DOLLARS AND ZERO CENTS (\$9,759,746.00); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WATERSHED RENEWAL AND EXTENSION FUND) 171002 (DWM SEWER LINEAR REPAIR/MAINT.) 5414002 (FACILITIES OTHER THAN BUILDINGS) 4330000 (SEW AGE COLLECTION & DISPOSAL) AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATION NUMBER 17112164 (UPPER PROCTOR CREEK CAP. RELIEF) 101 (PROCTOR CREEK) 505221391 (WATER & WATERSHED RNE FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE/AMND/CONDITION [3 TO 0] **Next: 8/17/2015 1:00 PM**
AYES: Young Jr., Sheperd, Shook
ABSTAIN: Adrean, Wan
ABSENT: Archibong, Dickens
Mr. Raymond Wilke
Ms. Lori Sheperd
Ms. Katrina Taylor Parks

15-R-3881 (7) - A RESOLUTION BY COUNCILMEMBER IVORY LEE YOUNG, JR. AS AMENDED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH WESTERN SUMMIT/ANATEK CONSTRUCTION, JV FOR FC-8155, RM CLAYTON WRC HEADWORKS IMPROVEMENT DESIGN BUILD PROJECT, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FIFTY-THREE MILLION, NINE HUNDRED EIGHTY THOUSAND DOLLARS AND ZERO CENTS (\$53,980,000.00); AUTHORIZING A MAINTENANCE AGREEMENT FOR FINAL HEADWORKS IMPROVEMENT PROJECT IN A LUMP AMOUNT OF \$750,000.00 TO BE SUBSEQUENTLY FUNDED; ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM THE VARIOUS FUND DEPARTMENT ORGANIZATION AND PROJECT TASK AWARD EXPENDITURE AND ORGANIZATIONS NUMBER LISTED; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE/AMND/CONDITION [UNANIMOUS] Next: 8/17/2015 1:00 PM

AYES: Young Jr., Adrean, Sheperd, Shook, Wan

ABSENT: Archibong, Dickens

15-R-3912 (8) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO JP2, A JOINT VENTURE FOR FC-4906E, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR DESIGN AND CONSTRUCTION MANAGEMENT SERVICES/REUSE FEASIBILITY STUDY FOR THE PEYTON CENTER IN AN AMOUNT NOT TO EXCEED FOUR MILLION THREE HUNDRED TWENTY THOUSAND DOLLARS AND ZERO CENTS (\$4,320,000.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBER 5052 (WATER & WASTEWATER R&E FUND) 171001 (DWM BURIED INFRASTRUCTURE ADMINISTRATION) 5212001 (CONSULTING) 4410000 (WATER ADMINISTRATION) AND PROJECT TASK ACCOUNT EXPENDITURE AND ORGANIZATION NUMBER 17112201 (PEYTON CENTER) 101 (FEASIBILITY STUDY) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING) COA; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE [UNANIMOUS] Next: 8/17/2015 1:00 PM

AYES: Young Jr., Adrean, Sheperd, Shook, Wan

ABSENT: Archibong, Dickens

J. PAPERS HELD IN COMMITTEE

14-O-1240 (9) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, ARTICLE IV, SECTIONS 138-76 AND 138-96, AND APPENDIX B, OF THE CITY OF ATLANTA CODE OF ORDINANCES TO INCREASE RESIDENTIAL SIDEWALK INSTALLATION FEES WHEN THE CITY OF ATLANTA DIRECTLY PROVIDES THE INSTALLATION SERVICES; AND FOR OTHER PURPOSES.

RESULT: FILED BY COMMITTEE [UNANIMOUS] Next:
8/17/2015 1:00 PM
AYES: Young Jr., Adrean, Sheperd, Shook, Wan
ABSENT: Archibong, Dickens

- 14-O-1241 (10) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 130, ("SOLID WASTE MANAGEMENT"), ARTICLE II, ("MUNICIPAL COLLECTION AND DISPOSAL SYSTEM"), DIVISION 1, ("GENERALLY") AT SECTION 130-44 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PERMITTING SYSTEM FOR COMMERCIAL SOLID WASTE COLLECTION AND HAULING SERVICES BY PRIVATE SERVICE PROVIDERS WITHIN THE CITY OF ATLANTA; TO IMPOSE APPLICATION FEES, PERMIT FEES AND INFRASTRUCTURE MAINTENANCE FEES; TO ESTABLISH WASTE STREAM REPORTING REQUIREMENTS; TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO CREATE THE ACCOUNTS NECESSARY TO PLACE SAID INFRASTRUCTURE MAINTENANCE FEE IN A RESERVE FOR INFRASTRUCTURE MAINTENANCE EXPENSES; AND FOR OTHER PURPOSES.
(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPU's)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

- 14-O-1242 (11) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AMENDING CHAPTER 138, "STREETS, SIDEWALKS AND OTHER PUBLIC PLACES", ARTICLE III, "CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY", AT SECTION 138-69 OF THE CITY OF ATLANTA CODE OF ORDINANCES SO AS TO ESTABLISH A PAVEMENT DEGRADATION RECOVERY FEE TO BE CHARGED TO THE APPLICANT FOR CONSTRUCTION OR EXCAVATION IN THE RIGHT-OF-WAY PERMITS; AND FOR OTHER PURPOSES.
(Public Hearing held 5/27/14) (Held 5/27/14 to be reviewed by the NPU's)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

- 15-O-1148 (12) - AN ORDINANCE BY COUNCILMEMBER NATALYN M. ARCHIBONG TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, CHAPTER 74 "ENVIRONMENT", ARTICLE VI "FLOOD AREA REGULATIONS", AT SECTIONS 74-206.1, 74-206.2, AND 74-206.3 SO AS TO AMEND CERTAIN PROVISIONS IN SAID SECTIONS RELATIVE TO THE FILL IN FLOODPLAIN REQUIREMENTS FOR HISTORICALLY MODIFIED FLOODPLAIN AREAS; AND FOR OTHER PURPOSES.
(Held 4/28/15 for a work session)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

15-O-1290 (13) - AN ORDINANCE BY CITY UTILITIES COMMITTEE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO AMEND THE FY 2016 WATER AND WASTEWATER RENEWAL AND EXTENSION FUND (5052) BUDGET IN THE AMOUNT OF FOUR MILLION THREE HUNDRED TWENTY THOUSAND DOLLARS AND ZERO CENTS (\$4,320,000.00) TO TRANSFER FUNDS FROM THE WATERSHED RESERVE FOR APPROPRIATIONS AND ADD FUNDS TO THE LISTED PEYTON CENTER PROJECTS; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE [UNANIMOUS] Next: 8/17/2015 1:00 PM
AYES: Young Jr., Adrean, Sheperd, Shook, Wan
ABSENT: Archibong, Dickens

15-R-3273 (14) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR OR HIS DESIGNEE, TO ISSUE A TASK ORDER TO ATLANTA SERVICES GROUP, A JOINT VENTURE, FOR FC-4906B, ANNUAL CONTRACT FOR ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, TO PROVIDE ADDITIONAL TESTING AND CONSULTING SERVICES FOR THE ATLANTA STREETCAR SYSTEM ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, IN AN AMOUNT NOT TO EXCEED ONE HUNDRED TWENTY THOUSAND NINE HUNDRED SIXTY TWO DOLLARS AND NO CENTS (\$120,962.00); WITH ALL CONTRACTED WORK TO BE CHARGED TO AND PAID FROM THE FUND, DEPARTMENT, ORGANIZATION AND ACCOUNT NUMBERS LISTED HEREIN; AND FOR OTHER PURPOSES.
(Held 2/24/15)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

15-R-3294 (15) - A RESOLUTION BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR TO ISSUE A TASK ORDER TO BROWN AND CALDWELL/DELON HAMPTON AND ASSOCIATES, CHARTERED, A JOINT VENTURE FOR FC-4906D, ARCHITECTURAL, ENGINEERING AND DESIGN SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, FOR THE WATERSHED IMPROVEMENT PLANS PROJECT FOR THE UTOY, SUGAR, SANDY, INTRENCHMENT, AND PROCTOR CREEK WATERSHEDS IN AN AMOUNT NOT TO EXCEED NINE HUNDRED EIGHTY-EIGHT THOUSAND, TWO HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$988,250.00); ALL WORK WILL BE CHARGED TO AND PAID FROM FUND DEPARTMENT ORGANIZATION AND ACCOUNT 5052 (WATER & WASTEWATER R&E FUND) 170302 (WATERSHED PLANNING AND DESIGN 5212001 (CONSULTING/PROFESSIONAL SERVICES) 1535000 (DATA PROCESSING MANAGEMENT) AND PROJECT AWARD TASK EXPENDITURE AND ORGANIZATION NUMBER 17111688 (WATERSHED IMPR. PLANNING & DESIGN SERVICES) 102 (CHARACTERIZATION PROJECTS) 505221391 (WATER & WASTEWATER R&E FUND) 5212001 (CONSULTING/PROFESSIONAL SERVICES) COA; AND FOR OTHER PURPOSES.

(Held 3/16/15 at the request of the Department)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

- 15-R-3355 (16) - A RESOLUTION BY COUNCILMEMBERS NATALYN M. ARCHIBONG AND HOWARD SHOOK AS SUBSTITUTED BY CITY UTILITIES COMMITTEE TO AUTHORIZE PAYMENT OF STIPULATED PENALTIES IMPOSED BY THE ENVIRONMENTAL PROTECTION AGENCY (EPA) AND THE ENVIRONMENTAL PROTECTION DIVISION OF THE DEPARTMENT OF NATURAL RESOURCES OF THE STATE OF GEORGIA (EPD) IN THE AMOUNT OF THIRTY- FOUR THOUSAND DOLLARS AND 00/100 (\$34,000.00) AS STIPULATED PENALTIES FOR THE VIOLATION OF FECAL COLIFORM STANDARDS AT THE NORTH AVENUE CSS CONTROL FACILITY AND TANYARD CREEK CSS CONTROL FACILITY ON JUNE 24, 2015 AND FECAL COLIFORM STANDARDS AT THE CLEAR CREEK CONTROL FACILITY CSS AND TANYARD CREEK CSS CONTROL FACILITY ON JUNE 27, 2015; PURSUANT TO THE CSO CONSENT DECREE, CIVIL ACTION FILE NO. 1:95-CV-2550-TWT; TO IDENTIFY THE SOURCE OF FUNDING; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE [UNANIMOUS] Next: 8/17/2015 1:00 PM

AYES: Young Jr., Adrean, Sheperd, Shook, Wan

ABSENT: Archibong, Dickens

Mr. Jay Ashe

- 15-R-3614 (17) - A RESOLUTION BY COUNCILMEMBERS MICHAEL JULIAN BOND AND CLETA WINSLOW AUTHORIZING THE MAYOR TO APPLY FOR AND ACCEPT A GRANT FROM THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE IN THE AMOUNT OF FIFTY THOUSAND (\$50,000.00) DOLLARS FROM THE 2015 MARTIN LUTHER KING DAY OF SERVICE GRANTS PROGRAM TO BE MATCHED WITH SEVENTY-ONE THOUSAND FOUR HUNDRED TWENTY-EIGHT (\$71,428.00) DOLLARS FROM THE DEPARTMENT OF WATERSHED MANAGEMENT TO ENCOURAGE COMMUNITY SERVICE IN CONJUNCTION WITH THE GRAYMONT DRIVE SEWER INFRASTRUCTURE THREAT AND FOR ENCOURAGING LONG TERM COMMUNITY SERVICE; AND FOR OTHER PURPOSES.
(Held 5/26/15 for further review)

RESULT: HELD IN COMMITTEE Next: 8/17/2015 1:00 PM

- 15-R-3807 (18) - A RESOLUTION BY COUNCILMEMBER KWANZA HALL AS SUBSTITUTED BY CITY UTILITIES COMMITTEE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA, TO ENTER INTO AN ENCROACHMENT AGREEMENT WITH 180 PEACHTREE RETAIL, LLC, OWNER, AND/OR ATLANTA BRAVES ALL STAR GRILL - DOWNTOWN INC., LESSEE, OF ATLANTA BRAVES ALL-STAR GRILL LOCATED AT 200 PEACHTREE STREET, N.E., ATLANTA, GEORGIA, FOR THE PURPOSE OF INSTALLING A CANOPY BUSINESS IDENTIFICATION SIGN THAT IS LOCATED TEN (10) FEET ABOVE THE SIDEWALK AND PROJECTS SIX (6)

FEET OVER THE PUBLIC RIGHT- OF-WAY; AND FOR OTHER PURPOSES.

RESULT: FAVORABLE ON SUBSTITUTE [UNANIMOUS] Next:
8/17/2015 1:00 PM

AYES: Young Jr., Adrean, Sheperd, Shook, Wan

ABSENT: Archibong, Dickens

K. REQUESTED ITEMS

5/13/14

1. The Department of Watershed Management is to review the Tiered structure of the water usage chart to see if it is equitable to all rate payers.

6/24/14

2. Councilmember Natalyn Archibong made a request to receive updates on the Proctor Creek Program.
3. Councilmember Shook requested a report on the steps that are being made to recoup funds from the BeltLine to the Department of Watershed Management.
 - a. How much money does the Beltline owe the Department of Watershed Management as it relates to the Bellwood Quarry?
4. The members of the City Utilities Committee made the following request:
 - a. Get with Mrs. Berg of the Sidewalk Task Force and provide a breakdown of the \$6,000.00 average sidewalk repair cost mentioned in her presentation. - DPW
 - b. How much has the city spent on bike lanes in the City of Atlanta? DPW

10/14/14

5. Councilmember Sheperd requested Staff to schedule a tour of the People TV Studio.

1/13/15

6. Councilmember Wan requested a comprehensive financial report on the Water Storage Tanks Project from the Department of Watershed Management.
7. Councilmember Wan requested a 10 Year Financial Report on the Odor Control and Mitigation Project.

1/27/15

8. Councilmember Archibong requested Staff review 2014 Committee Goals and Objectives noting those achieved and unmet to assist with the 2015 Committee Goals and Objectives.

L. COMMENTS FROM THE PUBLIC (2 MINUTES)

Mr. T. Draper

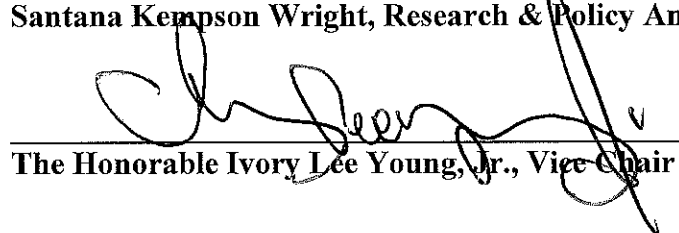
M. ADJOURNMENT

There being no further business to come before the City Utilities Committee the meeting was adjourned at 11:42 AM

Respectfully submitted:


Angela Campbell, Legislative Assistant


Santana Kempson Wright, Research & Policy Analyst


The Honorable Ivory Lee Young, Jr., Vice Chair